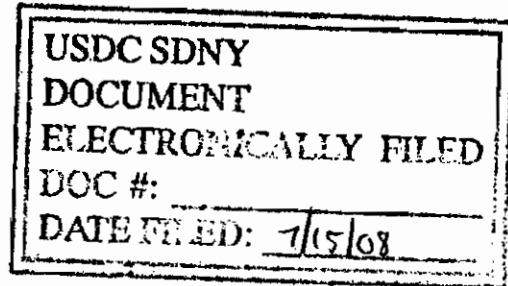


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



----- -x
MICHAEL ROSATI,

Plaintiff,

- against -

PALISADE COLLECTION LLC and
PRESSLER & PRESSLER LLP,

Defendants.
----- -x

ORDER

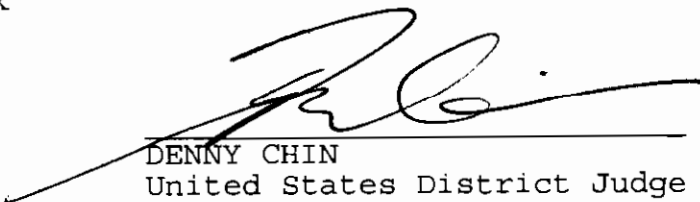
08 Civ. 1725 (DC)

CHIN, D.J.

Plaintiff commenced this action on February 21, 2008 by filing a complaint, at which time a summons was issued. More than 120 days have elapsed since the action was commenced, and plaintiff has failed to file an affidavit of service with the Court attesting to service of the summons and complaint on the defendants. Accordingly, this action will be dismissed without prejudice unless plaintiff, within thirty days from the date of this order, that is, on or before August 14, 2008 either (1) files proof of service with the Clerk of the Court, or (2) shows cause in writing why a further extension of the time limit for service is warranted. See Fed. R. Civ. P. 4(m).

SO ORDERED.

Dated: New York, New York
July 15, 2008


DENNY CHIN
United States District Judge